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HOUSE KILLS THE
TRAMWAY MEASURE

Anti-Vaccination Has Strong Innings
in the Senate.

Dr. Russelitsky was out of sight yesterday morning, probably because Garibaldi had arrived, and Mr. Kaiue, the Vice President of the Senate, occupied the "throne" next to Mr. Akina.

A state of nervous excitement prevailed, possibly caused by the arrival of "Boss Bob."

The proceedings, however, were of an unusually calm nature. All the members of both Houses, with the exception of Russelitsky, were present and listened to the following resolution offered by Senator Cecil Brown:

Whereas, by section 12 of the Organic Act, the Legislature of the Territory of Hawaii is to consist of two Houses, which shall organize and sit separately except as otherwise provided in and by said Act; and,

Whereas, the said Organic Act does not in any portion or part thereof provide that the Legislature of the Territory of Hawaii shall at any time sit in joint convention; and,

Whereas, the action of the Legislature in passing the concurrent resolution authorizing this sitting in joint convention of the Legislature is contrary to law and the true intent and meaning of said Organic Act, and is not warranted upon any pretext whatsoever, now therefore be it

Resolved, That the records of the proceedings now held of this joint convention, as well as the records of all proceedings heretofore had in both Senate and House of Representatives by concurrent resolution ordered the present joint convention to adjourn until the next general election, be, and the same are, hereby ordered expunged from the record of the Senate and of the House of Representatives; and said expunging to be by the total erasure and obliteration of all that part of each record of the respective Houses of the Legislature that contains reference to or is the record of such joint resolution, and such joint resolution itself.

Senator Brown made a forcible speech in favor of his resolution and was supported, not alone by his party, but also by Mr. Makekani and other intelligent Hawaiians.

Mr. Beckley insisted in having the "lost" joint resolution, relating to the terms of Senators, read, and, as the resolution, the text of which has frequently appeared in these columns, had been recovered, the Chair ordered it read, and on motion of Senator Kalaupokalani, supported by Senator Kanuha and others, the joint session adjourned until 11 a. m. on the 5th day of the session.

Senator Cecil Brown moved to adjourn sine die, but his motion, which was seconded by Senator Carter, was lost at a strict party vote, resulting in thirty "Yea" and fourteen "Nay" votes.

Then Kalaupokalani moved to adjourn until the day assigned, and the joint session was a thing of the past.

PROCEEDINGS OF SENATE.

The Senate held a short session yesterday morning. A few reports were presented. The first was the following report of the Committee on Education and Public Health, to whom was referred Senate bill 40, entitled "An Act to Regulate the Observance of Sunday."

The bill changes the present law somewhat, making it in some particulars stricter, and in other particulars more liberal.

As the bill stands, it would require, in the opinion of your committee, several changes and amendments, and as the Legislature has before it more work than it can faithfully accomplish before the termination of the session, we recommend that the bill be laid on the table.

DAVID KANUHA,
D. KALAUPOKALANI,
H. P. BALDWIN.

Mr. Baldwin then read the following report of the Committee on Education and Public Health, to whom was referred Senate bill No. 23, entitled "An Act Relating to Licensed Physicians":

The object of the bill is to make it easy for the Board of Health to secure medical assistance in cases of unusually serious epidemics or unusual public disasters.

Your committee would recommend that the words "free of cost to the Territory of Hawaii," on lines 4 and 5, of section 1, be stricken out, and that a new section be inserted as follows:

"Section 2. The Board of Health is hereby authorized to remunerate physicians they may call upon to assist in suppressing any unusual epidemic, or in case of any unusual public disaster, by paying them an amount, not exceeding \$100 a month; provided, however, that this provision does not apply to physicians in the employ of the Board of Health who are drawing regular salaries."

The insertion of this section will change the numbering of the remaining sections of the bill.

DAVID KANUHA,
D. KALAUPOKALANI,
H. P. BALDWIN.

I concur in the above report, excepting that I recommend the physicians be allowed to the extent of \$200 in the section it is proposed to insert in the bill.

H. P. BALDWIN.

This report was laid on the table to be considered with the bill.

Then came the main issue of the day, when Senator Baldwin presented a minority report, relating to the bills cancelling the existing laws referring to vaccination. The report read:

The minority of your committee does not recommend the passage of either of the above bills, for the following reasons:

Since the discovery of vaccination by Jenner, smallpox has not been the terrible scourge to humanity that it was before this discovery.

Scientific and medical men agree as to the efficiency of vaccination as a means of preventing the spread of the disease. In former centuries, before the discovery of vaccination, no disease was more dreaded, or destroyed more victims.

It has been calculated that in the last century from 7 to 12 per cent of deaths from all diseases were due to smallpox.

At the present day, in countries where vaccination is regularly practiced, the proportion has been reduced to seven-tenths of 1 per cent; and, in countries where vaccination has been compulsory, smallpox has been almost entirely suppressed. Formerly human vaccine virus was often used, and methods of vaccination were imperfect, and there is danger of transmitting other diseases from one person to another. Now, however, nothing but the best of bovine virus is used, taken from a healthy calf, and all danger of transmitting disease is done away with.

We must not forget what a terrible scourge smallpox was in Hawaii in the

year 1853, before the people were vaccinated, when several thousands of people were carried off by this terrible disease. Smallpox has been brought to these shores twice since then, but largely owing to vaccination, did not spread.

All important lines of steamers in the Pacific touch at Honolulu and travel and commerce in the Pacific is rapidly increasing. There is always more or less smallpox in the Oriental countries bordering the Pacific, and just now there are cases of smallpox scattered throughout the United States.

It behooves us, therefore, to be more vigilant than ever in our efforts to prevent this dread disease from spreading in Hawaii, and we should not in the interest of the Hawaiians and of public health, entertain for a moment the proposition of repealing the laws relating to vaccination.

H. P. BALDWIN.

At the afternoon session of the Senate some most wonderful remarks were made in regard to vaccination, leprosy and other matters. Dr. Russel was not present, probably being engaged in vaccinating "Bob," but there was no lack of eloquence. Cecil Brown said that he would never support the arm-to-arm vaccination. Now, however, vaccine is produced from farms. He believed that one-half of the cases of leprosy in this country was due to the manner of vaccination in the year 1853, when a smallpox epidemic ravaged this country. He understood that on the transport which had entered the port in this morning there were cases of smallpox. (The Senator might have got "Wilcox" and "Smallpox" mixed), and he believed in taking proper precautions against the dread disease. Under the present system, with imported vaccine, the risks would never recur which had been taken by the arm-to-arm vaccination of days gone by. The law has never been seriously enforced, but if the new Act is passed, and a smallpox epidemic should occur in Hawaii, it will be the poor and not "us" rich men who will suffer. Epidemics strike always at the poor, as we have had ample proofs of right here.

Senator Kalaupokalani spoke strongly in favor of the bill, for the very reasons advanced by Senator Brown. In 1853, when vaccination was introduced here, there was a population of 100,000 Hawaiians. Today there are 30,000 left to tell the sad story of the decrease in a race. "I do not claim," cried the Senator, "that the vaccination bill was introduced except for the purpose of doing good to 'my' people, but the result, according to the census, shows that it has decimated my countrymen. Let each man protect himself. My constituents are opposed to forced vaccination, and for that reason I am here to support the bill."

Here "The Father of His Country" drifted into a useless discussion about Keau, who was inoculated by Dr. Arling with leprosy, preferring that manner of getting across the Stix to being hanged for murder, and there was a great deal of noise and very loud talk.

Senator Paris wanted to know whether the absent Senator Russelitsky favored the bill or not, and Senator Kalaupokalani explained the law, as it exists in England today, where compulsory vaccination is paid. Senator Paris said that at all elections there were promises of turning lepers loose and to do away with vaccination, but he hardly thought any measure like this would be brought into the Senate.

At this moment Senator Paris was speaking in Hawaiian and then in English, and his English was interpreted by Mr. Egan in Hawaiian and some statements were puzzled as to whether the mode of procedure was according to the Organic Act.

Senator Baldwin expressed his grief at hearing an intelligent man like Kalaupokalani using such expressions on behalf of the Hawaiians as he had done in regard to the Hawaiians being decimated through vaccination. There are today only 876 Hawaiians at the Leper Settlement, and the decrease of the race, consequently not be laid at the door of the compulsory vaccination law, which Mr. Kalaupokalani says has reduced, since 1853, the population from 100,000 to 30,000. "Ignorant people jump at conclusions," and the Senator's intent was surprised at the attitude of an intelligent man like the Senator for Oahu.

Senator White objected to being "branded" every seven years as a calf (no reflection on the Bulletin), and got more poison into his system. He spoke strongly on the subject, and then the report was adopted and the bill set for the third reading tomorrow.

Then Senator Carter took the floor and presented the following report:

To the Vice President of the Senate: Your Ways and Means Committee, to whom was referred Senate bill No. 53, on March 29, begs leave to report that the bill alters section 320 of the Civil Code by striking out that portion which provides that the assessment value of real estate shall be eight years' rental, unless manifestly unfair and unjust, but in all other respects the law remains the same.

The Chief Justice in his report (page 21) states that this rule was adopted on the assumption that the actual rental was approximately a fair estimate of the market value rental, but values have changed, and most real estate is valued at a higher figure than eight times its rental, with the result that either the eight-year rule must be ignored, or else if land leased at its fair rental is assessed on the eight-year rule, and other land, because not leased or leased years ago at less than its present fair value, is assessed at its full value, there is unjust discrimination, and he recommends that the rule be repealed.

The committee believes that there is considerable land in the Territory leased many years ago which at present is assessed at nowhere near its market value. We therefore recommend the adoption of the bill.

DAVID KANUHA,
S. E. KATUE,
G. R. CARTER.

Committee.

A very lively but useless discussion took place and after a debate between Senators Carter, Baldwin, Brown and White, the report was tabled to be considered with other tax bills now before the Senate.

Senator White felt tired and wanted to adjourn, but Senators Crabbe and Baldwin got in the following business before the solons went out to listen to "Bob": To the Vice President of the Senate: The Military Committee submits the following report on Senate bill No. 28, which was passed by the Senate on March 21. The House returned the bill to the Senate on March 29, and it was referred to your committee.

Your committee finds that the House has amended the bill by striking out that part which provides that one-half of the fine should be paid into the common school fund; and that the Act

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